

## **EXHIBIT A**

**THE EASTERN CARIBBEAN SUPREME COURT  
IN THE HIGH COURT OF JUSTICE  
VIRGIN ISLANDS  
COMMERCIAL DIVISION**

FEE STAMPS ON  
ORIGINAL  
120



**Claim No: BVIHC (COM) 8/2010**

**Between**

**Fairfield Sentry Limited (in Liquidation)**

**Claimant**

**and**

**Bank Julius Baer & Co Ltd**

**First Defendant**

**and**

**Ventobel Asset Management Inc**

**Second Defendant**

**and**

**Citeo Global Custody NV**

**Third Defendant**

**and**

**SNS Global Custody BV**

**Fourth Defendant**

**and**

**EFG Bank**

**Fifth Defendant**

**and**

**Kredietbank SA Luxembourg**

**Sixth Defendant**

**and**

**Credit Suisse London Nominees Ltd**

**Seventh Defendant**

**and**

**HSBC Private Bank (Suisse) SA**

**Eighth Defendant**

**and**

**Wolnoms Limited**

**Ninth Defendant**

**F/S Fortis Banque Luxembourg**  
and **Twenty Ninth Defendant**

**SG Private Banking (Suisse) SA**  
and **Thirtieth Defendant**

**Bankmed (Suisse) SA**  
and **Thirty First Defendant**

**Banque Commerce et de Placements SA**  
and **Thirty Second Defendant**

**Barclays Bank (Suisse) SA**  
and **Thirty Third Defendant**

**UBS (Luxembourg) SA**  
**Thirty Fourth Defendant**

UBS (Luxembourg) SA

Thirty Fourth Defendant

---

STATEMENT OF CLAIM

---

1. The Claimant is a limited company originally incorporated in the British Virgin Islands in 1990 under the terms of the International Business Companies Act, 1984.
2. The Claimant was placed into liquidation on 21 July 2009.
3. At all material times the Claimant operated as an investment fund and was recognised and regulated by the BVI Financial Services Commission as a professional fund under the terms of the Mutual Funds Act, 1996.
4. 95% of the Claimant's funds were invested with Bernard L. Madoff Investment Securities LLC ("BLMIS").
5. The Defendants acquired shares in the Claimant by way of an investment.
6. During or around March 2004, the Defendants applied to redeem shares in the Claimant in accordance with the provisions of the Claimant's Articles of Association (the "Articles").
7. The Articles provided that the price at which shares in the Claimant were to be redeemed by investors should be calculated with reference to the Net Asset Value ("NAV") of the Claimant.
8. The total NAV of the redemptions sought by the Defendants was calculated at various times during March 2004 and the aggregate amount determined to be payable to the Defendants upon the redemption of their shares was US\$135,405,694.70 (the "Aggregate Redemption Sum").
9. The NAV was calculated under a mistake of fact as, unbeknown to the Claimant, BLMIS was in fact operating a ponzi scheme and its investments in BLMIS were therefore lost from the date of the Claimant's investment.
10. In the premises, the NAV of the Claimant at all times was nil or a nominal value and the Aggregate Redemption Sum should, accordingly have been nil or, in the alternative, a nominal sum.
11. In the circumstances, the Defendants have been unjustly enriched at the expense of the Claimant and the Defendants are liable to make restitution to the Claimant

in the aggregate sum of US\$135,405,694.70; or in the alternative the difference between that sum and the said nominal amount.

12. Further or alternatively, the Claimant is entitled to set aside the redemption of the Defendants' shares on the grounds that the payment of the Aggregate Redemption sum was effected under a mutual mistake.

13. Further, the Claimant is entitled to interest in an amount to be assessed by the Court.

AND the Claimant Claims:

- (1) US\$135,405,694.70, alternatively such sum as the Court thinks fit;
- (2) interest on the said sum to be assessed;
- (3) further or other relief; and
- (4) costs.

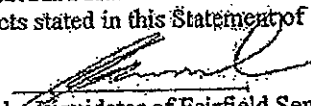
Dated this 12<sup>th</sup> day of March 2010



Robert Nader  
FORBES HARE  
Legal Practitioners for the Claimant

**CERTIFICATE OF TRUTH**

I certify that I believe that the facts stated in this Statement of Claim are true.



Christopher Stride, Liquidator of Fairfield Sentry Limited  
12 March 2010

**THE EASTERN CARIBBEAN SUPREME COURT  
IN THE HIGH COURT OF JUSTICE  
VIRGIN ISLANDS  
COMMERCIAL DIVISION**

**Claim No: BVIHC (COM) 30/2010**

**Between**

**Fairfield Sentry Limited (in Liquidation)**

**Claimant**

**and**

**Bank Julius Baer & Co Ltd**

**First Defendant**

**and**

**Vontobel Asset Management Inc**

**Second Defendant**

**and**

**Citco Global Custody NV**

**Third Defendant**

**and**

**SNS Global Custody BV**

**Fourth Defendant**

**and**

**EFG Bank**

**Fifth Defendant**

**(Continued Overleaf)**

---

**STATEMENT OF CLAIM**

---

Forbes Hare  
P.O. Box 4649  
Road Town  
Tortola  
British Virgin Islands  
Tel: (284) 494 1890  
Fax: (284) 494 1316

<b>Kredietbank SA Luxembourg</b>	<b>Sixth Defendant</b>
<b>and</b>	
<b>Credit Suisse London Nominees Ltd</b>	<b>Seventh Defendant</b>
<b>and</b>	
<b>HSBC Private Bank (Suisse) SA</b>	<b>Eighth Defendant</b>
<b>and</b>	
<b>Wolnoms Limited</b>	<b>Ninth Defendant</b>
<b>and</b>	
<b>Lloyds TSB Bank</b>	<b>Tenth Defendant</b>
<b>and</b>	
<b>Martello Nominees Limited</b>	<b>Eleventh Defendant</b>
<b>and</b>	
<b>Bank of Nova Scotia Trust (Bahamas) Ltd</b>	<b>Twelfth Defendant</b>
<b>and</b>	
<b>Banco Atlantico Bank &amp; Trust Limited (Bahamas)</b>	<b>Thirteenth Defendant</b>
<b>and</b>	
<b>Leading Edge International Group</b>	<b>Fourteenth Defendant</b>
<b>and</b>	
<b>Citco Global Custody (NA) NV</b>	<b>Fifteenth Defendant</b>
<b>and</b>	
<b>Seabridge Advisors Ltd</b>	<b>Sixteenth Defendant</b>
<b>and</b>	
<b>Robinson &amp; Co</b>	<b>Seventeenth Defendant</b>

<b>PRS International (Cayman) Ltd</b>	<b>Eighteenth Defendant</b>
<b>and</b>	
<b>Atlantic Security Bank</b>	<b>Nineteenth Defendant</b>
<b>and</b>	
<b>Fortis (Isle of Man) Nominees Limited</b>	<b>Twentieth Defendant</b>
<b>and</b>	
<b>Credito Privato Commerciale SA</b>	<b>Twenty First Defendant</b>
<b>and</b>	
<b>UKFP (Asia) Nominees Ltd</b>	<b>Twenty Second Defendant</b>
<b>and</b>	
<b>EFG Bank European Financial GR Switzerland</b>	<b>Twenty Third Defendant</b>
<b>and</b>	
<b>Royal Bank of Canada</b>	<b>Twenty Fourth Defendant</b>
<b>and</b>	
<b>Buckmore Nominees Limited</b>	<b>Twenty Fifth Defendant</b>
<b>and</b>	
<b>UBS (Cayman) Limited</b>	<b>Twenty Sixth Defendant</b>
<b>and</b>	
<b>Pictet &amp; Cie</b>	<b>Twenty Seventh Defendant</b>
<b>and</b>	
<b>Delta National Bank and Trust Company</b>	<b>Twenty Eighth Defendant</b>
<b>and</b>	
<b>F/S Fortis Banque Luxembourg</b>	



	<b>Twenty Ninth Defendant</b>
<b>and</b>	
<b>SG Private Banking (Suisse) SA</b>	<b>Thirtieth Defendant</b>
<b>and</b>	
<b>Bankmed (Suisse) SA</b>	<b>Thirty First Defendant</b>
<b>and</b>	
<b>Banque Commerce et de Placements SA</b>	<b>Thirty Second Defendant</b>
<b>and</b>	
<b>Barclays Bank (Suisse) SA</b>	<b>Thirty Third Defendant</b>
<b>and</b>	
<b>UBS (Luxembourg) SA</b>	<b>Thirty Fourth Defendant</b>